U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

April 21, 2017

By ECF filing & Hand

Hon. P. Kevin Castel
United States District Judge
Daniel Patrick Moynihan U.S. Courthouse
500 Pearl Street
New York, New York 10007

Re: **United States v. Albert Baratov**,
15 Cr. 421 (PKC)

Dear Judge Castel:

By endorsement order of April 19, 2017, the Court has scheduled a resentencing of Albert Baratov in the above-captioned case, for May 10, 2017 at 11:30 a.m.

This letter respectfully sets forth the joint application of the Government and the defense for leave to arrange that defendant Baratov attend his resentencing by video teleconference, and for a Court order so directing.

Defendant Baratov's attendance by videolink would enable him to continue to serve his sentence at Fort Dix Federal Correctional Institution without disruption of his institutional assignment and programs, and would help to conserve governmental resources. This is a procedure that judges in this district have used routinely and successfully for a number of years. The link would enable the Court to see and hear from the defendant, and would simultaneously enable the defendant to see and participate as necessary in the court proceedings. We would also arrange for a test call in advance, to make sure everything is working.

In order to initiate the technical arrangements with the correctional institution and courthouse personnel, the Government would need an order from the Court directing that the resentencing be by videolink. Accordingly, we respectfully ask you to enter an endorsement order, directing that the resentencing be by videolink.

Respectfully,

JOON H. KIM
Acting United States Attorney

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cc: Albert Dayan, Esq. (by ECF)